

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
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April 26, 1999 LB 271

taxable or not? And is that appealable?

SENATOR CROSBY: Senator Wickersham.

SENATOR KRISTENSEN: You've got that pensive look on your face. I must not have phrased that correctly but...

SENATOR WICKERSHAM: Well, I think the short answer is yes. The...what the amendment does is start up that process in a different way. Remember in the charitable organizations, they file an application for exemption. That's considered. This one starts up the process by a notice from the county assessor to the governmental subdivision on March 1. It's just the start-up that ultimately turns out to be different. The...and in Section 2, the governmental subdivision or the state can protest to the county board of equalization. That's the process between April 1 and May 1 where they make a determination as to whether or not they agree with the assessor initially.

SPEAKER KRISTENSEN: Right.

SENATOR WICKERSHAM: And then the further process for review by TERC on or before June 1, and as you're aware that any decision of TERC can be appealed through the Court of Appeals.

SPEAKER KRISTENSEN: Correct. And so that's what...the county board of equalization is not restricted to just making judgments as to value. They can actually make it...

SENATOR WICKERSHAM: Correct.

SPEAKER KRISTENSEN: ...under LB 271, they can make decisions as to whether you're taxable or not?

SENATOR WICKERSHAM: That's correct.

SPEAKER KRISTENSEN: Okay. That...that is a very base line...

SENATOR CROSBY: One minute.

SPEAKER KRISTENSEN: ...bottom line thing that I need to know and I think that then your amendment begins to fill in some of